

House Bill 391 (AS PASSED HOUSE AND SENATE)

By: Representatives Rogers of the 26th, Parham of the 141st, Knox of the 24th, Heard of the 114th, Loudermilk of the 14th, and others

A BILL TO BE ENTITLED

AN ACT

To amend Code Section 10-14-3 of the Official Code of Georgia Annotated, relating to definitions relative to cemetery and funeral services, so as to redefine certain terms; to amend Code Section 43-8B-5 of the Official Code of Georgia Annotated, relating to the State Board of Cemeterians and the number, terms, appointments, vacancies, and removal of members, so as to change certain provisions relating to qualifications of board members; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 10-14-3 of the Official Code of Georgia Annotated, relating to definitions relative to cemetery and funeral services, is amended by revising paragraphs (3), (14), and (21), respectively, as follows:

"(3) 'Burial merchandise,' 'funeral merchandise,' or 'merchandise' means any personal property offered or sold by any person for use in connection with the final disposition, memorialization, interment, entombment, or inurnment of human remains, ~~including without limitation a mausoleum, cremation urn, cremation bench, cremation marker, or cremorial.~~"

"(14) 'Entombment' ~~mean~~ means the disposition of a dead human body in a mausoleum, including without limitation a crypt, private mausoleum, or any other permanent above-ground structure not used for inurnment, but shall not include the opening and closing of a grave space, crypt, or niche or the installation of a vault."

"(21) 'Inurnment' means the disposition of the cremated remains of a deceased human being in ~~an~~ any fashion, including without limitation in a columbarium niche, cremorial, cremation bench, cremation rock, urn, or other container but shall not include the opening and closing of a grave space, crypt, or niche or the installation of a vault."

SECTION 2.

Code Section 43-8B-5 of the Official Code of Georgia Annotated, relating to the State Board of Cemeterians and the number, terms, appointments, vacancies, and removal of members, is amended by revising subsection (a) as follows:

"(a) The board shall consist of six members who shall be practicing cemeterians with a minimum of five years of ~~registration as such in this state immediately preceding their~~ experience and one member who shall have no connection whatsoever with the cemetery profession but who shall have a recognized interest in consumer affairs and in consumer protection concerns."

SECTION 3.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 4.

All laws and parts of laws in conflict with this Act are repealed.